IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO.582 OF 2005

IN

SUIT NO.483 OF 2005

...

Vikas N. Rairkar ...Plaintiff

v/s.

Mahila Samaj Vikas Seva Kendra

& Ors. ...Defendants

...

Mr.Rahul Chitnis i/b M/s.Shelke & Co. for the Plaintiff.

Mr.R.V.Govilkar for the Defendants.

...

CORAM: D.K.DESHMUKH, J.

DATED: 18TH MARCH,2006

P.C.:

This Notice of Motion is taken out by the Plaintiffs. Admittedly the suit of the Plaintiffs is for a decree of specific performance of an agreement to develop the property. A consistent view has been taken by this court that a decree for specific performance of an agreement to develop the property cannot be granted. The Plaintiffs, thus, do not have a prima facie case, therefore, there is no question of granting any interim order in favour of the Plaintiff. Motion is, therefore, disposed of.

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